IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 398 OF 2004

Chittaranjan Housing Company Pvt. Ltd. & Anr. .....Petitioners

VERSUS

Maharashtra Housing & Area
Development Authority & Ors. .....
Respondents

WITH

CHAMBER SUMMONS NO.85 OF 2004

Chittaranjan Housing Company Pvt. Ltd. & Anr. .....Petitioners

VERSUS

Maharashtra Housing & Area
Development Authority & Ors. .....
Respondents

AND

Rameshchandra Chimanlal
Chawl Bhadekaru Sangh & Ors. .....Applicants/
Intervenors

Mr. Y.S. Jahagirdar, Senior Counsel, with Mr. Shyam Diwan and
Mr. Milind Sathe instructed by Mr. G.B. Kedia for the petitioners

Ms. A. Kalyanram, Assistant Government Pleader,
for respondent Nos. 1 to 4

Mr. M.J. Jamdar for the intervenors.

CORAM: DALVEER BHANDARI, C.J., &
DR. D.Y. CHANDRACHUD, J.

DATE: AUGUST 12, 2004.

P.C.:-

1. The learned counsel for the petitioners, on instructions, would like to withdraw this petition, in view of the report of the Commissioner appointed by this Court and the affidavit of the Maharashtra Housing & Area Development Authority, as also order of 14th June, 2004 passed by this Court. Leave as prayed is granted. The Writ Petition is dismissed as withdrawn. Consequently, the stay granted by this Court on 14th June, 2004 is vacated.

2. In view of the dismissal of this Writ Petition, nothing survives in the application for intervention. However, the intervenors would be at liberty to take all steps available to them in accordance with law.

3. Both the Writ Petition and the Application for Intervention are accordingly disposed of.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.